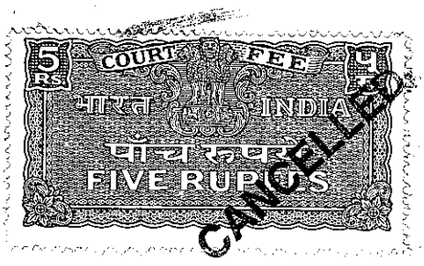


IN THE HIGH COURT OF JUDICATURE AT BILASPUR

(C.G.)

M.A. No 1240 **/2004** Division Bench

APPELLANT : Satish Gupta, Aged about 33 years
Claimant S/o. Shri Ramdev Gupta, R/o. Dayal Band Bilaspur, Tahsil and District Bilaspur (C.G.)

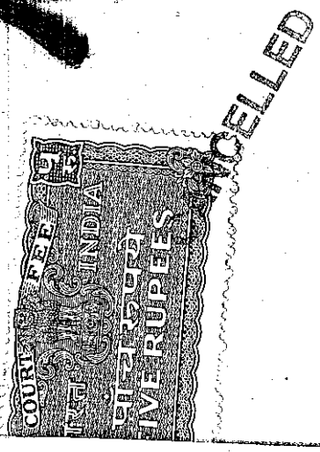
VERSUS

RESPONDENTS : 1. Manish Kumar Agrawal, aged about
DRIVER 30 years, S/o. Shri Mahavir Prasad Agrawal, R/o. Keshalaroad, Bilha Tahsil Bilha, District Bilaspur (C.G.)

2. Oriental Insurance Company Branch Bilaspur, Opp. High Court, Bilaspur Tahsil and Distt. Bilaspur (C.G.)

P.R. No. 2720/09
Presented by Shri Rakesh Gahy
dated 23/12/09

Claims before the Tribunal	**Rs. 2,63,326/-**
Court fee paid	**Rs. 15/-**
Awarded amount	**Rs. 40,000/-**
Same in the present appeal.	



MISCELLANEOUS APPEAL U/S 173 OF THE MOTOR VEHICLE ACT, 1988

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HIGH COURT OF CHHATTISGARH; BILASPUR

(LOK ADALAT)

MISCELLANEOUS APEAL NO. 1240 OF 2004

Appellant : Satish Gupta

Versus

Respondents: Manish Kumar Agrawal and Another.

(Arising out of Claim Case No. 26 of 2004)

28-11-2006

Shri Gautam Khetrapal, counsel for the appellant.

None for respondent No.1.

Shri Vijay Singh Thakur, A.O., The Oriental Insurance Company Limited with Shri B.D. Guru, counsel for respondent No.2.

In terms of compromise, award is passed as below:-

1) In addition to compensation already awarded by the Tribunal, respondent No.2 shall pay Rs.30,000/- (Rupees Thirty Thousand Only) to the appellant.
2) For disbursement and deposit in FDR, the direction and ratio adopted by the Tribunal, if any, shall follow.
3) The amount, if any, kept in deposit with Bank shall be payable under the orders of Tribunal in accordance with law.
4) Appellant shall be entitled to receive interest on the amount so deposited, if any.
5) In view of the above, appeal against respondent No.1 stands dismissed.
6) Out of the above amount, Rs.300/- (Rupees Three Hundred Only) shall be paid to counsel for the appellant directly by the Insurance Company towards counsel fee.
7) If the amount awarded is not deposited within a period of one month, the Insurance Company shall be liable to pay interest at the rate of 9% per annum thereafter.
8) Copy of the award shall be given to the parties free of cost.

Sd/-
V.K. Shrivastava
Judge

Sd/- 28.11.06
Member – Lok Adalat
High Court of Chhattisgarh
Bilaspur

Gowri